

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

WILLIAM ORLANDO SMITH,
Petitioner,

Civil Action No. 7:13-cv-00608

v.

ORDER

UNITED STATES OF AMERICA,
Respondent.

By: **Hon. Michael F. Urbanski**
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is now

ORDERED

that the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED without prejudice** as successive; the motion to proceed in forma pauperis is **DENIED as moot**; a certificate of appealability is **DENIED**; and this action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to Petitioner.

Entered: February 10, 2014

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge